

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Amendment of Section 73.202(b),)	MB Docket No. 12-235
Table of Allotments,)	RM-11670
FM Broadcast Stations.)	
(Knox City, Texas))	

**REPORT AND ORDER
(Proceeding Terminated)**

Adopted: August 1, 2013

Released: August 2, 2013

By the Assistant Chief, Audio Division, Media Bureau:

1. The Audio Division considers herein the *Notice of Proposed Rule Making*¹, issued in response to a Petition for Rule Making (“Petition”) filed by Big Cat Broadcasting, LLC (“Big Cat”), permittee of FM Channel 277A, Goree, Texas. For the reasons discussed below, we dismiss the Petition for Rule Making and terminate the proceeding.

2. The *Notice* proposed to amend the FM Table of Allotments, Section 73.202(b) of the Commission’s rules,² by substituting Channel 277A for vacant Channel 297A at Knox City, Texas. The Petition was part of a “hybrid” application³ to allow the station at Goree, Texas to operate on FM Channel 298A rather than FM Channel 277A.⁴

3. While this proceeding was pending, Big Cat’s application was dismissed on December 21, 2012 because the construction permit for Channel 277A, Goree, Texas expired on December 14, 2012.

4. Each component of a “hybrid” proposal is contingent upon the other, and “the dismissal, denial or return of any component filing will result in the dismissal or return of all the related filings.”⁵ Because Big Cat’s application has been dismissed, we also dismiss its Petition for Rule Making.

¹ *Knox City, Texas*, Notice of Proposed Rule Making, 27 FCC Rcd 10212 (MB 2012) (*Notice*).

² 47 C.F.R. § 73.202(b).

³ *See Revision of Procedures Governing Amendments to FM Table of Allotments and Changes of Community of License in the Radio Broadcast Services*, Report and Order, 21 FCC Rcd 14212(2006) (“*Revision of Allotment Procedures*”).

⁴ *See* File No. BMPH-20110510ACF.

⁵ *See Revision of Allotment Procedures*, 21 FCC Rcd at 14223 ¶17. *See also* 47 C.F.R. §1.420(d) (requiring that petitions for amendment of FM Table of Allotments “be accompanied by the appropriate construction permit application”).

5. Accordingly, IT IS ORDERED , that the Petition for Rule Making, RM-11670, filed by Big Cat Broadcasting, LLC, IS DISMISSED.

6. This document is not subject to the Congressional Review Act. (The Commission, is, therefore, not required to submit a copy of this Report and Order to Government Accountability Office, pursuant to the Congressional Review Act, *see* 5 U.S.C. Section 801(a)(1)(A) because the proposed rule is dismissed, herein.)

7. IS FURTHER ORDERED, that this proceeding IS TERMINATED.

8. For further information concerning this proceeding, contact Deborah A. Dupont, Media Bureau, (202) 418-2180.

FEDERAL COMMUNICATIONS COMMISSION

Nazifa Sawez
Assistant Chief
Audio Division
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